



**WHITESTOWN TOWN COUNCIL  
Regular Meeting**

**July 19, 2017**

**7 PM**

**Whitestown Municipal Complex– Public Hall  
Minutes**

**1. OPENING THE MEETING**

- A. Call to Order – **Eric** called the meeting to order at 7:03pm
- B. Roll Call – All present
- C. Pledge of Allegiance
- D. Amendments to Agenda --- **Susan m/m to add amendments to the agenda L – N under new business. Under presentations add Veterans Roll Event update. Clinton 2<sup>nd</sup>, 5-0 approved.**

**2. PRESENTATIONS**

- A. PAMP and SAMP Presentation - HWC – Both studies were conducted to help Whitestown with future decision making on infrastructure investment. Only less than a mile of our sidewalks and trails were in less than desirable condition. That is only 3% of our approximately 57 miles worth of trails and sidewalks.
- B. Nationwide Retirement Benefits – **Chief Westrich** talked about how the Fire Department with other retirement benefit options and found Nationwide to be a possible fit. **Kevin Mitchell** from Nationwide presented to the Council. They have zero administration fees currently.
- C. Update from **Bill Fletcher** regarding the Veterans Committee. Thanked WFD and those who assisted and contributed to the Veterans Roll. Thanked **Tanya Sumner** for all her hard work and everything she did to get details out to the Community and news outlets about the event. **Bill** talked about how they would like to set up a booth at the September 9<sup>th</sup> Farmers Market, a Halloween donation to send candy to troops overseas, and talked about improvements to Veterans Park – the land donated in front of the Municipal building. **Eric** thanked him for his work on the committee.

### 3. CLERK TREASURER REPORT

#### A. Town Management Report I WMU Management Reports (Sewer/Water) \*\*

No questions about reports

### 4. DEPARTMENT REPORTS – DPW (Water Monitoring), Planning and Community Development, Parks, Police (Stats Report, Drugs Report), Fire \*\*

**Councilman Russell** asked **Chief Anderson** to give update about NNO. **Chief Anderson** said it will be bigger and better than last year, and there will be three very special raffle items for kids.

### 5. PUBLIC REQUEST TO SPEAK (Topics Not Related to an Agenda Item) - none

### 6. APPROVAL OF THE CONSENT AGENDA

#### A. Approval of Meeting Minutes – 6/21/2017 Regular Meeting Minutes I 6/29/2017 Special Meeting Minutes \*\*

#### B. Claims June 2017 Expenses Town I June 2017 Revenues Town I June 2017 Utility Claims (Water Operating, Wastewater Operating) \*\*

#### C. WFD Paramedic School Attendee Agreement Form

Susan m/m to approve all the above. Clinton 2<sup>nd</sup>. Adopted 5-0

### 7. UNFINISHED BUSINESS

#### A. Consider a Fiscal Policy Resolution for Annexing Contiguous Territory to the Town of Whitestown (**Resolution 2017-21**) -

Susan m/m to adopt. Clinton 2<sup>nd</sup>. Adopted 5-0.

#### B. Consider an Ordinance Annexing Territory to the Town of Whitestown, Indiana, Placing the Same Within the Corporate Boundaries Thereof and Making the Same a Part of the Town of Whitestown (**Ordinance 2017-17, Final Read**) -

Susan m/m to adopt. Clinton 2<sup>nd</sup>. Adopted 5-0.

#### C. Consider an Ordinance Amending the I-65 Anson PUD Text (**Ordinance 2017-21, One Read Only**) -

Public Request to Speak

a. **Carroll Drake** – Lives at 4995 E 450 S where they have lived for more than 29 years. She and her husband Tom have renewed their motion to dismiss which was filed on June 9<sup>th</sup>, 2017.

b. **Becky Roberts** – Lives at 5317 E 450 S right across from the Drakes. She does not believe Duke has followed the rules, and they are retroactively trying to change the rules. She would like the Council to consider not changing the rules.

- c. **Lee Emerick** – Lives at 5361 E 450 S. He would like the Council to have consideration for his family while considering this ordinance. The issue is the definition of a loading birth, or bay. He would like to see the Council not pass the ordinance.
- d. **Tom Drake** – Lives at 4995 E 450 S. He is not against development, but would be impacted negatively by this ordinance. He said the PUD originally said the buildings were supposed to be 600 feet away, but now with building 8A, and its loading birth, is closer than the 600 feet to their residence, which has created a lot of noise, and light pollution.
- e. **Brian Tuohy** – Browning Duke LLC – He appreciates the Council's willingness to hear this ordinance. This building is a \$30million investment. He said there have been measurements done, and they show the building is over 600 feet away from the residents.

**Susan read the ordinance.**

**Clinton m/m to adopt. Kevin 2<sup>nd</sup>. Adopted 5-0**

## **8. NEW BUSINESS**

- A. Consider an Ordinance Establishing a Solicitation Policy (**Ordinance 2017-26, First Read**) - Public Request to Speak - **Brendon Cavanaugh** – Spoke in favor of the ordinance and appreciated the sticker being available. He only wondered if there is any time frame for going door to door. **Susan did 1<sup>st</sup> read. Kevin m/m to suspend the rules and have 2<sup>nd</sup> read. Clinton** wants additional time to speak with residents about their concerns before 2<sup>nd</sup> read. **Kevin withdrew his motion. First read only.**
- B. Consider an Ordinance Establishing the Service, Rates and Charges for the Collection and Disposal of Residential Solid Waste, Trash, Garbage and Refuse within the Town of Whitestown (**Ordinance 2017-27**) - **Susan did 1st read.** Discussion about bid, which includes all neighborhoods in Whitestown. Eagles Nest is questionable as trash is included in their annual HOA dues. **Dax** said the low bidder was Ray's Trash service, starting at \$10.55/month and increases every year and ends at \$11.50 – at the end of the 5-year contract. **Susan** wants to know if Eagles Nest says they do not want to be included if a new/revised bid can be put together for the Town excluding Eagles Nest. Additional information needed before 2nd read. **First read only.**
- C. **Public Hearing:** Ordinance 2017-28 An Ordinance Approving an Additional Appropriation (AA #4) (**Ordinance 2017-28**) - No public request to speak. **Clinton m/m to close public hearing. Susan 2<sup>nd</sup>. Public hearing closed 5-0.**
- D. Consider an Ordinance Approving an Additional Appropriation (AA #4) (**Ordinance 2017-28**) - **Clinton did 1<sup>st</sup> read. Susan m/m to suspend the rules and**

have 2<sup>nd</sup> read. Clinton 2<sup>nd</sup>. Rules suspended 5-0. Susan m/m to adopt. Clinton 2<sup>nd</sup>. Adopted 5-0

- E. Consider an Ordinance Approving a Transfer of Appropriation (Planning and Building Department Personal Services) (**Ordinance 2017-29, First Read**) - **Clinton did 1<sup>st</sup> read. Susan m/m to suspend the rules and have 2<sup>nd</sup> read. Clinton 2<sup>nd</sup>. Rules suspend 5-0. Susan m/m to adopt. Clinton 2<sup>nd</sup>. Adopted 5-0**
- F. Consider Low Bid and Notice to Proceed (Whitestown Parkway Improvement Project) – **Dax** said this is to resurface Whitestown Parkway from Circle K to Stone Gate; a path from Stone Gate to Veterans Drive as well as a walking path on Boutwell Drive. Funding for this project is the Maple Grove BAN. The bid was awarded to Grady Brothers. NTE - \$530,000. **Susan m/m to approve. Clinton 2<sup>nd</sup>. Adopted 5-0.**
- G. Consider Low Bid and Notice to Proceed (Summer Paving Projects CR 500S and CR 700E) – **Dax** said this will help improve the road ways in an area we took over last year. This is one of the last gravel roads in Whitestown. Funding for this project is the Community Crossings Grant. Bid awarded to Harding Group. **NTE - \$396,755.70. Susan m/m to approve. Clinton 2<sup>nd</sup>. Adopted 5-0.**
- H. Consider the Waving of Permit Fees for the Whitestown Habitat for Humanity Women's Build - **Susan m/m to waive the permit fees. Clinton 2<sup>nd</sup>. Adopted 5-0.**
- I. Discuss an Expenditure Exceeding \$5,000 (Extension of the 2017 Employee Wellness Program - \$6,240) - Public Request to Speak - **Brendon Cavanaugh** – **Brendon** said he was in favor of the program, but wondered if there was a bidding process and to see if any Whitestown business was approached for this program and if it could be a consideration for a reimbursement for the program. **NTE - \$6,240 Susan m/m to approve. Clinton 2<sup>nd</sup>. Adopted 5-0**
- J. Discuss an Expenditure Exceeding \$5,000 (Eagles Nest Speed Radar Signs - \$20,000 MVH) - Public Request to Speak - **Brendon Cavanaugh** – **Brendon** said he appreciated the forethought into their neighborhood for speeders. He believes they already have a few signs and wondered if any other options were considered. **Kevin** said there were other options, but they required studies, and were cost more. Discussion ensued. NTE - \$6,000 for two signs - **Susan m/m to approve. Clinton 2<sup>nd</sup>. Adopted 5-0**
- K. Discuss the Establishment of an Environmental Commission  
**Clinton m/m to table. Kevin 2<sup>nd</sup>. Tabled 4-0** (Eric stepped away)

L. Parks Master Plan – **Nathan** is requesting approval to move forward with HWC for the Parks Master Plan. Funding for project will be part of Parks 2018 budget. **Nathan** will submit to DNR for approval in January 2018, and needs to move forward now with HWC so that all is ready to submit in January. NTE - \$24,500 **Clinton m/m to approve. Kevin 2<sup>nd</sup>. Adopted 4-0** (Eric stepped away)

M. Park & Trail Engineering Service Proposal – Nathan is requesting approval to move forward on engineering service proposal with Shrewsbury & Associates for a park near Walker Farms. The park will include tennis courts, basketball courts, parking, a possible splash pad, and restrooms. NTE - \$7,150. **Clinton m/m to approve. Eric 2<sup>nd</sup>. Adopted 5-0**

N. Request for Temporary Road Closure - Closure of Boutwell Drive for Boone Flavorfest on September 15 through the Brewfest on September 16. **Clinton m/m to approve. Eric 2<sup>nd</sup>. Adopted 5-0.**

**10. TOWN ADMINISTRATION REPORT – Dax** talked about Vectren needing to bypass a piece of property to bring natural gas to Whitestown. This will require crossing Main St. so **Dax** and **Jason** asked for Council’s blessing for Vectren to be permitted to do this. **Susan m/m to authorize Jason to execute the permit to Vectren. The Council voted 5-0** in favor of allowing Vectren to do it, so they can complete their project. **Dax** then talked about the Interlocal Agreement for the connector and to fulfill our obligation. **Susan m/m to send the check to the County to fulfill the obligation, Eric 2<sup>nd</sup>. 5-0 adopted.** **Dax** said in May, an additional appropriation was made, and there was a \$10,000 EDC contribution increase and **Dax** just wanted to get Council’s permission to move forward with the contribution since it was over \$5,000. **Susan m/m to allow it, Clinton 2<sup>nd</sup>, 5-0 in favor.**

**11. ADJOURN – Susan m/m to adjourn, Clinton 2<sup>nd</sup>, 5-0 in favor, adjourned at 9:29pm**

The minutes from a Regular Town Council meeting on July 19<sup>st</sup>, 2017 are approved on the 16<sup>th</sup> day of August 2017 by the following Town Council Members:

\_\_\_\_\_  
Eric Miller, President

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Susan Austin

\_\_\_\_\_  
Clinton Bohm

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Jeff Wishek

\_\_\_\_\_  
Kevin Russell

Attest:

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Matthew Sumner, Clerk-Treasurer